

1FW



DOCKET NO. AB-378U

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Overstreet, et al.

Serial No.: 10/698,097

Filed: October 31, 2003

For: Multi-Electrode Stimulation to Elicit
Electrically-Evoked Compound
Action Potential

Group Art 3762
Unit:

Examiner:

I hereby certify that this paper is being
deposited with the United States Postal
Service as first class mail in an envelope
addressed to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
on this date:

8/13/2004 *Victoria Aguilera*
Date Victoria Aguilera

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner:

Submitted herewith is PTO/SB/08 containing a list of items that are being
disclosed to the U.S. Patent & Trademark Office (PTO) pursuant to 37 C.F.R. 1.56, 1.97
and 1.98.

This application claims the benefit of United States Provisional Patent
Application Serial Number 60/425,215, filed November 8, 2002.

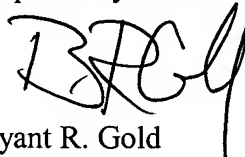
The filing of this Information Disclosure Statement shall not be construed
as a representation that a search has been made. See 37 C.F.R. §1.97(g).

IDS
10/698,097
Page Two

Further, the filing of this Information Disclosure Statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b). See 37 C.F.R. §1.97(h).

All of the items listed on PTO/SB/08 are in the English language.

Respectfully submitted,



Bryant R. Gold
Reg. No. 29,715

Dated: 8/13, 2004

Address all correspondence and telephone inquiries to:

Bryant R. Gold
Advanced Bionics Corporation
25129 Rye Canyon Rd.
Valencia, CA 91355

Phone: (661) 362-1771 or (760) 788-8138
Fax: (661) 362-1507

PTO/SB/08A (10-01)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Application Number	10/698,097
				Filing Date	October 31, 2003
				First Named Inventor	Overstreet, et al.
				Art Unit	3762
				Examiner Name	
				Attorney Docket Number	AB-378U
Sheet	1	of	2		

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	A1	US-3,751,605	08-07-1973	Michelson	
	A2	US-4,400,590	08-23-1983	Michelson	
	A3	US-4,495,384	01-22-1985	Scott, et al.	
	A4	US-4,819,647	04-11-1989	Byers, et al.	
	A5	US-5,603,726	02-18-1997	Schulman, et al.	
	A6	US-5,626,629	05-06-1997	Faltys, et al.	
	A7	US-5,938,691	08-17-1999	Schulman, et al.	
	A8	US-6,067,474	05-23-2000	Schulman, et al.	
	A9	US-6,078,838	06-20-2000	Rubinstein	
	A10	US-6,129,753	10-10-2000	Kuzma	
	A11	US-6,157,861	12-05-2000	Faltys, et al.	
	A12	US-6,195,585-B1	02-27-2001	Karunasiri, et al.	
	A13	US-6,205,360-B1	03-20-2001	Carter, et al.	
	A14	US-6,208,882-B1	03-27-2001	Lenarz, et al.	
	A15	US-6,219,580-B1	04-17-2001	Faltys, et al.	
	A16	US-6,249,704-B1	06-19-2001	Maltan, et al.	
	A17	US-6,289,247-B1	09-11-2001	Faltys, et al.	
	A18	US-6,295,467-B1	09-25-2001	Kollmeier, et al.	
	A19	US-6,415,185-B1	07-02-2002	Maltan	

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
		Country Code ²	-Number* -Kind Code ³ (if known)				
	A20	WO-03/015863-A2		02-27-2003	Overstreet		

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³ Applicant's unique creation designation number (optional). See Kind Codes of USPTO Patent Documents at www.uspto.gov/MPEP 901.01.
⁴ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁵ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁶ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁷ Applicant is to place a check mark here if English language Translation is attached.

attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:** Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Substitute for form 1449B/PTO			Complete if Known		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)			Application Number	10/698,097	
			Filing Date	October 31, 2003	
			First Named Inventor	Overstreet, et al.	
			Group Art Unit	3762	
			Examiner Name		
Sheet	2	of	2	Attorney Docket Number	AB-378U

OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	A21	RUBINSTEIN et al., "The Neurophysiological Effects of Simulated Auditory Prosthesis Simulation" Second Quarterly Progress Report NO1-DC-6-2111	
	A22	van WIERINGEN, et al., "Comparison of Procedures to Determine Electrical Stimulation Thresholds in Cochlear Implant Users", Ear and Hearing, Vol. 22(6), (2001), pages 528-538.	
	A23	ZENG, et al., "Loudness of Simple and Complex Stimuli in Electric Hearing", Annals of Otology, Rhinology & Laryngology, Vol. 104 (9), pages 235-238.	
OTHER PRIOR ART - RELATED APPLICATIONS			
	A24	OVERSTREET and FALTYS inventors for AB-254U; U.S. Patent Application Serial No. 10/218,645; filed August 13, 2002; entitled "Cochlear Implant and Simplified Method for Fitting Same".	
	A25	FALTYS inventor for AB-257U; U.S. Patent Application Serial No. 10/218,616; filed August 13, 2002; entitled "Bionic Ear Programming System".	
	A26	SEGEL, OVERSTREET, KRUGER, and MISHRA inventors for AB-313U; U.S. Patent Application Serial No. 10/651,653; filed August 29, 2003; entitled "System and Method for Fitting a Cochlear Implant Sound Processor Using Alternative Signals".	
	A27	OVERSTREET inventor for AB-362U; U.S. Patent Application Serial No. 10/647,372; filed August 25, 2003; entitled "Enhanced Methods for Determining Iso-Loudness Contours for Fitting Cochlear Implant Sound Processors".	
	A28	MALTAN, MILLER, and HARRISON inventors for AB-376U; U.S. Patent Application Serial No. 10/662,615; filed September 30, 2003; entitled "Cochlear Implant Sound Processor with Permanently Integrated Replenishable Power Source".	
	A29	OVERSTREET inventor for AB-379U; U.S. Patent Application Serial No. 10/698,098; filed October 31, 2003; entitled "Method and System for Generating a Cochlear Implant Program Using Multi-Electrode Stimulation to Elicit the Electrically-Evoked Compound Action Potential".	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.